

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

HONEYWELL INTERNATIONAL INC., et  
al.,

Plaintiffs,

v

APPLE COMPUTER INC., et al.,

Defendants.

Civil Action No. 04-1338-KAJ

**SONY CORPORATION'S MOTION TO STAY THE CASE INsofar AS  
SONY IS A CUSTOMER DEFENDANT**

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By this paper, Sony Corporation ("Sony") moves the Court to stay the case with respect to Sony's activity as a customer defendant, for the same reasons expressed in the Customer Defendants' Motion to Stay The Case, filed by Apple Computer, Inc., Argus a/k/a Hartford Computer Group, Audiovox Communications Corp., Audiovox Electronics Corporation, Concord Camera Corp., Dell Inc., Eastman Kodak Company, Navman NZ Limited, and Navman USA Inc. on May 6, 2005 (D.I. 181) (herein, "the Apple motion"). Sony also supports the Customer Defendants' Joint Motion to Stay Cases Pending Resolution of LCD Module Manufacturers' Cases, filed by Nikon Corporation, Nikon Inc., Pentax Corporation, Pentax of America, Inc. and Kyocera Wireless Corp. on April 12, 2005 (D.I. 158) (herein, "the Nikon motion") as described below.

Sony purchases liquid crystal display ("LCD") modules from others. Sony respectfully moves the Court to extend to Sony the stay sought in the Apple motion insofar as Honeywell claims infringement against Sony products that include LCD modules that Sony obtains from other manufacturers. In its role as a customer defendant, Sony's position is identical to those of

the movants of the Apple motion. Sony has very little knowledge regarding the design of those non-Sony modules and, therefore, Sony is ill-equipped to defend infringement claims against them. By extending the stay to Sony, the Court will simplify management of this litigation because the burden of production will fall upon Honeywell and those who can best respond to Honeywell's infringement charges. The Court will be freed from having to resolve discovery disputes involving parties that cannot provide meaningful evidence on the basic issues of liability. Accordingly, Sony requests a stay of the case with respect to Honeywell's infringement claims made against Sony for products that include LCD modules purchased from other suppliers.

Sony also is a manufacturer of LCD modules and a supplier to certain defendants. To Sony's knowledge, Honeywell has not particularly identified any Sony-equipped Nikon device, Pentax device or Kyocera Wireless device as an accused product. If at some later point, however, Honeywell properly presents infringement charges against another party's product that contains an LCD module for which Sony is legally responsible, Sony will be present in the litigation and available to defend charges against the module. Sony has the best knowledge of the display modules that it manufactures and, therefore, Sony is in the best position to defend infringement claims brought against them. Sony supports the Nikon motion on this basis.

May 6, 2005

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A handwritten signature in black ink, appearing to read 'J. W. Shaw', is written over a horizontal line.

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**CERTIFICATE OF SERVICE**

I, Glenn C. Mandalas, hereby certify that on May 6, 2005, I caused to be electronically filed a true and correct copy of the foregoing document with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to the following counsel of record:

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I further certify that on May 6, 2005, I caused a copy of the foregoing document to be served by hand delivery on the above-listed counsel of record and on the following non-registered participants in the manner indicated:

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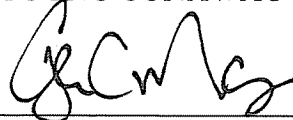
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